

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA

SHAYON ASCARIE, et al.,

Plaintiffs,

v.

NATIONWIDE MUTUAL INSURANCE  
COMPANY,

Defendant.

No. C 12-01572 JSW

**ORDER RE LETTER FROM  
PLAINTIFF MAHMOUD  
ASCARIE AND SETTING  
BRIEFING SCHEDULE ON SAME**

**(Docket No. 85)**

On July 17, 2013, the Court received a letter from Plaintiff Mahmoud Ascarie that, given Mr. Ascarie's *pro se* status, the Court shall liberally construe as a motion to vacate the dismissal entered in this case on May 17, 2013.

It is HEREBY ORDERED that Defendant shall file a response to the motion to vacate by no later than August 16, 2013. Mr. Ascarie may file a reply brief by no later than August 30, 2013. The Court shall resolve the matter on the papers, unless it determines that a hearing is necessary.

The Court also advises Mr. Ascarie that a Handbook for Pro Se Litigants, which contains helpful information about proceeding without an attorney, is available through the Court's website or in the Clerk's office. The Court also advises Mr. Ascarie that he also may wish to seek assistance from the Legal Help Center. Mr. Ascarie may call the Legal Help Center at 415-782-8982 or sign up on the 15th Floor of the Courthouse, Room 2796, for a free appointment

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with an attorney who may be able to provide basic legal help, but not legal representation.

**IT IS SO ORDERED.**

Dated: July 31, 2013

  
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JEFFREY S. WHITE  
UNITED STATES DISTRICT JUDGE

UNITED STATES DISTRICT COURT  
FOR THE  
NORTHERN DISTRICT OF CALIFORNIA

ASCARIE ET AL et al,

Case Number: CV12-01572 JSW

Plaintiff,

**CERTIFICATE OF SERVICE**

v.

NATIONWIDE MUTUAL INSURANCE  
COMPANY et al,

Defendant.


I, the undersigned, hereby certify that I am an employee in the Office of the Clerk, U.S.  
District Court, Northern District of California.

That on July 31, 2013, I SERVED a true and correct copy(ies) of the attached, by placing  
said copy(ies) in a postage paid envelope addressed to the person(s) hereinafter listed, by  
depositing said envelope in the U.S. Mail, or by placing said copy(ies) into an inter-office  
delivery receptacle located in the Clerk's office.

Mahmoud Ascarie  
Michael Ascarie  
Sharon Ascarie  
1000 Empey Way  
San Jose, CA 95128

Shadi Ascarie  
12236 NE 131 St. Way  
Apt. B302  
Kirkland, WA 98034

Dated: July 31, 2013

  
Richard W. Wieking, Clerk  
By: Jennifer Ottolini, Deputy Clerk